

Voluntary Petition <i>(This page must be completed and filed in every case.)</i>		Name of Debtor(s):	
All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet.)			
Location Where Filed:	Case Number:	Date Filed:	
Location Where Filed:	Case Number:	Date Filed:	
Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet.)			
Name of Debtor:	Case Number:	Date Filed:	
District:	Relationship:	Judge:	
<p style="text-align: center;">Exhibit A</p> <p>(To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)</p> <p><input type="checkbox"/> Exhibit A is attached and made a part of this petition.</p>		<p style="text-align: center;">Exhibit B</p> <p>(To be completed if debtor is an individual whose debts are primarily consumer debts.)</p> <p>I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b).</p> <p>X _____ Signature of Attorney for Debtor(s) (Date)</p>	
Exhibit C			
Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety?			
<input type="checkbox"/> Yes, and Exhibit C is attached and made a part of this petition.			
<input type="checkbox"/> No.			
Exhibit D			
(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.)			
<input type="checkbox"/> Exhibit D completed and signed by the debtor is attached and made a part of this petition.			
If this is a joint petition:			
<input type="checkbox"/> Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.			
Information Regarding the Debtor - Venue (Check any applicable box.)			
<input type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.			
<input type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.			
<input type="checkbox"/> Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.			
Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.)			
<input type="checkbox"/> Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)			
<div style="text-align: right;">_____</div> (Name of landlord that obtained judgment)			
<div style="text-align: right;">_____</div> (Address of landlord)			
<input type="checkbox"/> Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and			
<input type="checkbox"/> Debtor has included with this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.			
<input type="checkbox"/> Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).			

Voluntary Petition*(This page must be completed and filed in every case.)*

Name of Debtor(s):

Signatures**Signature(s) of Debtor(s) (Individual/Joint)**

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X _____
Signature of Debtor

X _____
Signature of Joint Debtor

Telephone Number (if not represented by attorney)

Date

Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only **one** box.)

☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.

☐ Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X _____
(Signature of Foreign Representative)

(Printed Name of Foreign Representative)

Date

Signature of Attorney*

X _____
Signature of Attorney for Debtor(s)

Printed Name of Attorney for Debtor(s)

Firm Name

Address

Telephone Number

Date

*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests the relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X _____
Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

Address

X _____

Date

Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual.

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re

Empire One Telecommunications Inc.

Debtor

Chapter 11

Case No. _____

AFFIDAVIT OF DEBTOR'S CHIEF OPERATING OFFICER
PURSUANT TO RULE 1007-2 OF THE LOCAL BANKRUPTCY RULES

STATE OF NEW YORK)
) ss.:
COUNTY OF KINGS)

PAUL BUTLER, being duly sworn, deposes and says,

1. I am Chief Operating Officer of Empire One Telecommunications, Inc. ("EOT" or "Debtor"), the debtor and debtor in possession herein, and I have personal knowledge of, and am familiar with, the business affairs of EOT. With respect to financial information set forth herein I have relied on information provided by various officers of EOT, and with respect to pending legal matters I have relied on EOT's attorneys.
2. I submit this affidavit pursuant to Rule 1007-2 of the Local Bankruptcy Rules for the Southern District of New York.
3. Unless otherwise indicated, the financial information set forth in this affidavit is unaudited, but assisted by the Debtor's outside accountant.
4. Empire One Telecommunications Inc., a Delaware corporation doing business in New York, has filed a voluntary petition for reorganization under chapter 11 of title 11 of the United States Code, 11 U.S. C. § 101 *et seq.* (the "Bankruptcy Code"), with this Court, and has continued in the management and operation of its businesses and properties as debtor in

possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. No trustee or examiner has been appointed herein. Moreover, no official creditors' committee(s) has been appointed herein pursuant to section 1102 of the Bankruptcy Code.

5. In a previous group of cases¹, this Debtor, and certain affiliated corporations, filed voluntary Chapter 11 petitions with this Court, on 04/02/2001. The cases were ordered jointly administered, under the lead case In re Empire One Telecommunications, Inc., et al., Case No. 01-11894 (AJG) ("Prior Reorganization"). Therein, the Debtors had been represented by law firm DLA Piper US LLP's attorneys Timothy Walsh et al. Under the Prior Reorganization, a reorganization plan for EOT, as reorganized debtor, was confirmed 12/05/2002. The prior case was closed on 07/11/2005. Therein, an Official Committee of Unsecured Creditors had been organized, in the course of the case, about 04/24/2001. That Committee had been represented by Olshan Grundman Frome Rosenzweig & Wolosky LLP, 505 Park Avenue, New York, NY 10022, and law firm Arent Fox LLP, 1675 Broadway, New York, NY 10019, by attorneys Andrew Silfen and Schuyler Carroll et al. The members' names and addresses were as follows:

Swisscom North America
2001 L Street NW, Suite 750
Washington, DC 20036
Attn: Eileen Jordan
(202) 457-8922

Delta Three, Inc.
75 Broad Street, 31st Floor
New York, New York 10004
Attn: Paul White
(212) 500-4850

¹ The debtors prior to reorganization were Empire One Telecommunications, Inc., EOT Telecommunications of Canada, Inc.; Empire One Power, Inc.; and Sonus Communications, Inc. After reorganization, only the current (reorganized) Debtor, Empire One Telecommunications Inc., continued its corporate existence; the other affiliated debtors were dissolved.

Pangaea II Communication, Inc.
208 Fen Way
Syosset, New York 11791
Attn: David Horowitz
(516) 697-8984

6. There are no publicly held shares of stock, debentures, or other securities of Empire One Telecommunications Inc., nor are there any such securities held by Debtor's officers or directors.

7. Since then, the reorganized (present) Debtor moved its corporate office to New York's Eastern District, about 2002, where it maintains its principal place of business, and approximately half its assets (i.e., furniture, office equipment, computers, software, etc.), at 55 Washington Street, Suite 901, Brooklyn NY 11201.

8. It maintains the other (approximately) one-half of its assets (i.e., telecommunications equipment, computer servers, etc.) in New York's Southern District, at Switch & Data, 60 Hudson Street COLLO, Suite 1901, New York, NY 10013. It was present there since 1999.

9. Debtor's counsel believes, based on the information above, that venue is proper in New York's Southern District, and preferable over New York's Eastern District, for efficient administration of this case, based on this District Court's prior experience with the previous reorganization.

10. The reorganized Debtor continues to provide a diverse range of wholesale and retail integrated communications services, including standard voice telecommunications (local and long distance) and dedicated Internet access and specialized data services for commercial subscribers. The Debtor maintains Web portals in Chinese and English, and its marketing, sales, and customer services are provided in the languages of the target markets.

11. The present filing of Debtor's chapter 11 petition was precipitated by several factors, primarily multiple contractual counterparties' unwillingness to pay receivables, and account for

revenues properly. EOT is a competitive Local Exchange Carrier as defined by the Communications Act of 1996. It provides local, long distance, and wireless access to customers, but is linked to other companies' networks. In sum, Debtor derives revenues from, *inter alia*, access billing, whereby EOT should receive a pre-minute fee for each call routed through EOT's network. However, to collect these revenues, EOT must invoice other telecommunications providers (a/k/a "carriers"), and obtain carriers' data on calls routed through EOT.

12. EOT has multiple, ongoing billing disputes, pending/threatened litigation, and/or impending seizure, with multiple other carriers, including the following.

13. EOT has a claim against T-Mobile USA, which refused to pay for calls T-Mobile it routed through EOT's networks. The current balance exceeds one million dollars. EOT filed an informal FCC complaint, which was rejected. EOT is negotiating to retain local counsel to file a formal FCC complaint.

14. To bill fully, EOT requires complete data about calls routed to EOT over networks, especially whether calls are inter-state, intra-state, or local. This data should be obtained from local carrier Verizon. Verizon refused, stating its "industry standard" records need not include such data. Without the data, EOT is forced to invoice certain carriers at the lowest possible rates. EOT filed an action in New York State Supreme Court in Kings County to stop Verizon from continuing this practice, and to recover over \$1,300,000 in lost revenues. Per stipulation, EOT is escrowing all amounts invoiced by Verizon, currently over \$915,917. EOT believes Verizon similarly escrowed the amounts EOT invoiced Verizon. EOT believes, based on prior credits and governmental regulatory agency precedents, it may be entitled to approximately another \$250,000.

15. EOT believes it under-billed multiple carriers for calls made, and is owed more.

16. Certain carriers refused to pay EOT's invoices, claiming the calls are not billable, being Internet-based VoIP, rather than telephone-based. EOT researched these carriers' claims and found them false. Other carriers are disputing EOT's invoices' accuracy, and holding back partial payment from EOT. EOT is currently negotiating payments with some.

17. Other carriers mis-routed EOT's calls, creating claims for damages. E.g., on Chinese New Year 2009, China Telecom mistakenly mis-routed all China/Asia calls from EOT, causing EOT to lose thousands of customers.

18. Multiple carriers, including Global Crossing, Telecom Italia, and RCN are threatening to suspend EOT telecommunications services unless they receive immediate payment. EOT believes it is not liable for such payments, wholly or partly, and/or payments are not due immediately. Such service suspension would reduce EOT's revenues substantially and possibly irreparably.

19. Additionally, the Debtor remains under some executory contracts with service providers at uneconomic terms, causing operating losses. The Debtor remains burdened by existing debt.

20. Since the global economic recession started around 2007, general phone demand has fallen dramatically, and telecommunications providers including EOT were forced to cut prices and profit margins to remain competitive. Demand is just beginning to increase again.

21. To the best of my knowledge, no unofficial creditors' or other committees were formed prior to the filing of this Chapter 11 case. (They were formed in the prior reorganization.)

22. A list containing the names, addresses, telephone numbers (where known) and the amounts of the claims of Debtor's 20 largest known unsecured creditors (excluding insiders), and whether such claims are contingent, unliquidated, disputed, or partially secured, is attached as an Exhibit.

23. A list containing the names, addresses, telephone numbers (where known) and the amounts of the claims of EOT's 5 largest known secured creditors, including a brief description and an estimate of the value of the collateral securing the claims, and whether such claims are disputed, is attached.

24. A summary of EOT's assets and liabilities on an unaudited basis is attached as Exhibit "A" to the chapter 11 petition.

25. A list containing the property of EOT in the possession or custody of any custodian, public officer, mortgagee, pledgee, assignee of rents, or secured creditor, or agent for any such entity, together with the name, address and telephone number (where available) of each such entity and the court in which any proceeding relating thereto is pending is attached.

26. A schedule setting forth the premises which EOT currently owns, leases, or otherwise holds, or from which it operates its businesses, is attached and/or as follows:

- (i) Principal place of business: Empire One Telecommunications, Corporate Office, 55 Washington Street, Suite 901, Brooklyn, NY 11201.
- (ii) EOT c/o Switch & Data, 60 Hudson Street COLLO, Suite 1901, New York, NY 10013.

27. EOT's books and records are located at its offices in Brooklyn, New York. The location of EOT's assets is attached, and/or as follows:

- (i) Books and records; office equipment, computers, etc.: 55 Washington Street, Suite 901, Brooklyn, NY 11201.
- (ii) Telecommunications equipment: 60 Hudson Street COLLO, Suite 1901, New York, NY 10013.

28. A list describing the nature and present status of each action pending or threatened against EOT or its respective properties where a judgment or a seizure of Debtor's property may be imminent is attached and/or described herein.

Verizon 185 Franklin Street, Room 900 Boston MA 02110 (617) 743-3240	Collateral: Escrow account in the amount of \$915,917.82. Held by/located at: Goldberg & Rimberg Escrow for EOT 115 Broadway 3 rd Floor New York NY 10006 212-697-3250	Action <u>pending</u> in the following court: NY State Supreme Court, Kings County (Brooklyn) <u>Empire One Telecommunications Inc. v. Verizon New York Inc.</u> (Index No.: 1074/09).
Global Crossing		Threatening to suspend EOT telecommunications services.
Telecom Italia		Threatening to suspend EOT telecommunications services.
RCN		Threatening to suspend EOT telecommunications services.

29. EOT intends to continue business operations for the purpose of reorganizing, and accordingly sets forth the following information required by Southern District Local Bankruptcy Rule 1007-2(b):

a. The estimated payroll of EOT for its employees (exclusive of executive officers, stockholders and directors), inclusive of federal, state, and local withholding taxes, for the thirty (30) day period following the filing of its chapter 11 petition is approximately \$70,000.

b. The estimated payroll, including salaries, fees, and other compensation of EOT's executive officers, stockholders, and directors for the thirty (30) day period following the filing of its chapter 11 petition is approximately \$42,000.

c. No financial or business consultant has been retained by the Debtor; no such compensation will be paid.

d. EOT estimates that for the thirty (30) day period following the commencement of its chapter 11 case, it will have cash receipts, exclusive of sales tax, of approximately \$775,000, and cash disbursements/operating costs, exclusive of sales tax, of approximately \$375,000, for a net cash generation of approximately \$400,000.

e. EOT estimates that for the thirty (30) day period following the filing of its chapter 11 petition it will have \$350,000 in accrued but uncollected receivables, net of reserves and offsets. EOT's total accrued but unpaid prepetition obligations as of the filing of its chapter 11 petition are \$2,045,165.44.

30. A copy of the resolution of the EOT Board of Directors authorizing the filing of its Chapter 11 petition is attached.

I certify that this Affidavit's contents are true and accurate, to the best of my knowledge.



Paul Butler
Chief Operating Officer
on behalf of Empire One Telecommunications Inc.

Sworn to before me this
February 25, 2010

[Notary Public]



LOUIS J. MARTINE
Notary Public, State of New York
No. 02MA2561551
Qualified in New York County
Commission Expires Dec. 31, 2009
13

Empire One Telecommunications Inc.

Exhibit

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) and Local Rules for filing in this chapter 11 case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Per S.D.N.Y. LBR 1007-2(4), it sets forth the following information with respect to each of the holders of the 20 largest unsecured claims, excluding insiders: the name, the address (including the number, street, apartment or suite number, and zip code, if not included in the post office address), the telephone number, the name(s) of person(s) familiar with the debtor's account, the amount of the claim, and an indication of whether the claim is contingent, unliquidated, disputed, or partially secured.

Name of creditor and complete mailing address, including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indication of whether the claim is contingent, unliquidated, disputed, or partially secured.	Amount of claim (If secured also state value of security)
Please see the attached schedule/list.				

Empire One Telecoms 20 Largest UnSecured Claims

Vendor	Account No.	Address	City	State	ZIP	Contact	Phone	Fax	Email	TYPE	Amount	Disputed	Disputed Amount	Deposit / Security
Universal Service Admin. Co.	811824	135 S. La Salle, Dept. 1259	Chicago	IL	60674-1259		703-322-5100			Government	397057.39			
T Systems	12000254	280 State Highway 35	Red Bank	NJ	07701	Elica Colon	732-936-4400	732-936-4490	elica.colon@t-systems.com	Trade	298345.25	Unliquidated		
Verizon		185 Franklin Street, Room 900	Boston	MA	02110	Michael McGuire	(617) 743-3240	(617) 743-8990	michael.J.mcguire@verizon.com	Trade	214882.25			97000
Global Crossing	0203354296 EOT2	20 Oak Hollow, Ste 300	Southfield	MI	48034	ERIC KINNSLOW	1-800-520-1730-EX4265			Trade	198168.67	Unliquidated		100000
RELATIONAL TECHNOLOGY SOLUTIONS	EOTC	3701 Algonquin Rd., Ste. 600	Rolling Meadows	IL	60008	Nancy Thorson	847-637-2639	847-385-6560	billing@RTS.com	Bank Loan (lease)	142995			UCC1 Equipment
CHINA MOBILE NETWORK CO, LTD.	CMIN_EOT	2HAO FEIYU	704 Zhong Hua Dasha	Fuzhou	China					Trade	136367.92			5000
RCN	6601-0248904-01, 6601-0257406-01	2200 West Park Drive	Westborough	MA	01581					Trade	116866			
China Telecom Americas		607 Herndon Parkway Corporate Oaks	Herndon	VA	20170					Trade	83663.22			15000
Telecom Italia	CEMPIRE	745 Fifth Avenue, 27th Floor	New York	NY	10151	Pui Man Kong	212-310-9021	212-310-9061	pm.kong@telecomitaliausa.com	Trade	45466.67	Disputed	14401.78	
LUCENT TECHNOLOGIES		240 Emery Street	Bethlehem	PA	18015	Denise Rivera	677-571-6973 Ext *7286*		Denise.Rivera@rmsna.com	Trade	31911.13			
NENA		4350 N. Fairfax Drive, Ste. 750	Arlington	VA	22203	Emily Keegan	703-812-4600	703-812-4675		Trade	31415.58			
Switch and Data	Empire One Telecom	1715 North End Westshore	Tampa	FL	33607		800-455-9922		billing@switchanddata.com	Trade	25638.5			
LEVEL (3) COMMUNICATIONS		1025 Eldorado Blvd.	Broomfield	CO	80021		212-551-7868	212-551-7899		Trade	24296.83	Disputed	24296.83	
WASHINGTON GROUP, LLC		39 Washington Street	Brooklyn	NY	11201	Gloria Ramirez	718-625-5505			Trade	24119.52			\$100,000 CD
PIPER RUDNICK, LLC		1251 Avenue of the Americas	New York	NY	10020	TIM WALSH	212-835-6261	212-835-6001	timothy.walsh@diapiper.com	Trade	21785.8	Unliquidated		
AT&T DG	ING50544	4513 Western Ave.	Lisle	IL	60532		203-694-7174			Trade	18465.72			
AT&T		Specail Markets 722 N Broadway Fir 11	Milwaukee	WI	53202	Dan Faustman	414-223-8239			Trade	17489.05			
CNA INSURANCE		333 South Wabash Ave.	Chicago	IL	60604					Trade	14656.72			
Neutral Tandem	EMP1 132 3600	9081 Paysphere Circle	Chicago	IL	60674		877-245-5277			Trade	14341.85			
Broadview Networks	000-EMP-0000	800 Westchester Ave.	Rye Brook	NY	10573		800-571-0444			Trade	13420.45			20000
											\$	1,871,353.53		

Exhibit

CREDITORS HOLDING FIVE LARGEST SECURED CLAIMS

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER <i>(See Instructions Above.)</i>	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN , AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. Attn: Alan Quasha, Pres. EOT Lending Corp. 720 Fifth Avenue New York, NY 10019			1/31/03. ONE MILLION SEVEN HUNDRED THOUSAND DOLLARS. Debenture, secured by all property & assets. Property value approx.: two million one hundred thousand dollars. VALUE OF DEBENTURE: ONE MILLION SEVEN HUNDRED THOUSAND DOLLARS. VALUE: \$1,700,000.00				ONE MILLION SEVEN HUNDRED THOUSAND DOLLARS.	
ACCOUNT NO. 00003586 Attn.: 55 Washington Street LLC c/o Two Trees Management 45 Main Street Suite 601 Brooklyn NY 11201			Landlord's deposit, secured by bank certificate of deposit, worth approx. \$100,000 (one hundred thousand) dollars. VALUE: \$100,000.00		x		\$24,119.52	\$0.00

Empire One Telecommunications Inc.

Exhibit

DEBTOR'S PROPERTY IN THE POSSESSION OR CUSTODY OF ANY CUSTODIAN, PUBLIC OFFICER, MORTGAGEE, PLEDGEE, ASSIGNEE OF RENTS, OR SECURED CREDITOR, OR AGENT FOR ANY SUCH ENTITY.

A list of all of the debtor's property in the possession or custody of any custodian, public officer, mortgagee, pledgee, assignee of rents, or secured creditor, or agent for any such entity, giving the name, address, and telephone number of each such entity and the court in which any proceeding relating thereto is pending.

Mortgagee/Pledgee/Secured Creditor	Collateral Description	Location of Collateral	Court In Which Any Proceeding Relating Thereto Is Pending
Verizon 185 Franklin Street, Room 900 Boston MA 02110 (617) 743-3240	Escrow account in the amount of \$915,917.82	Goldberg & Rimberg Escrow for EOT 115 Broadway 3 rd Floor New York NY 10006 212-697-3250	Action pending in the following court: NY State Supreme Court, Kings County (Brooklyn)
55 Washington Street LLC 45 Main Street, Suite 601 Brooklyn NY 11201 (718) 625-5505	Bank certificate of deposit. \$100,000	Capital One Bank 90 WEST BROADWAY NEW YORK , NY 10007	
Attn: Alan Quasha, Pres. or Kerrat EOT Lending Corp. 720 Fifth Avenue New York, NY 10019 (212-231-3907-	Debenture in the amount of one million seven hundred thousand dollars, securing all Debtor's property and assets		

Utility Deposits

Global Crossing \$100,000 20 Oak Hollow, Ste 300 Southfield MI 48034
China Telecom \$15,000 607 Herndon Parkway Corporate Oaks 2 Herndon VA 20170
Verizon \$97,000 185 Franklin Street, Room 900 Boston MA 02110
Broadview \$20,000 800 Westchester Ave. Rye Brook, NY 10573
Global IT sources \$10,000 3F, Seokunga, 891-41, Daechi-dong Seoul Korea 135-840
China Mobile \$5,000 ZHAO FEI YU704 Zhong Hua Dasha Fuzhou China
BBCom \$5,000 550 S. Hope Street, Ste. 1050, Los Angeles, CA 90071

Empire One Telecommunications Inc.

Exhibit

PREMISES

A list of the premises owned, leased, or held under other arrangement from which the debtor operates its business.

The Debtor operates its business from the following:

60 Hudson Street COLLO
19th floor
New York, NY 10013

This premise is leased from: Switch and Data.

The lease is held by: Empire One Telecommunications, Inc.

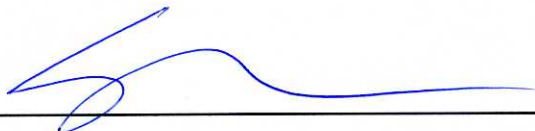
55 Washington Street
Suite 901
Brooklyn NY 11201

This premise is leased from:
55 Washington Street LLC
c/o Two Trees Management
45 Main Street Suite 601
Brooklyn NY 11201

The lease is held by: Empire One Telecommunications, Inc.

Resolution

The Board has voted in favor of bankruptcy and hereto authorizes Paul Butler to file Chapter 11 for the company.

Signed:  _____

Sherry Shen

Date: Jan 22, 2010